

MT. Carmel, W.
16 July

State Engineer:

Dear Sir.

In regard to the water of the Long Valley creek, flowing below the Mt. Carmel Dam. I checked & found that Jack Morrison had about .06 c.f. of water he was using at his service station. David Foote had approximately 2 c.f. of water at his diversion. Neither of these diversion had a weir or any way of measuring the water so this was approximate amt.

Mr. Morrison bought 6 hundredths of second ~~ft.~~ ft. of water from the ~~.00~~ .23 c.f.s. right of No. 26 shown on page 8 of the virgin river decree approximately 15 years ago and has been diverting it at the present point since that time. He had his buying of the water recorded with the county clerk at that time.

Mr. Morrison bought the water & ground described in no. 26 page 8, about 18 months ago from the govt. He has been diverting the water at his present point below the one described in no. 26. page 8 since then.

Mr. Foote claims that the water was lost through non use for about 13 years.

Mr. Morrison claims that he used this water during that time & it was not lost by non use. He also claims that the govt took over the ground & water right approximately 13 years ago, and that he was told when he bought it from the govt that it would not ~~not~~ have lost its water right because of the govt owning it.

I understand this water dispute is in court now & that they should soon get it settled.

~~As far as~~

This water in dispute is in the Virgin River Decree page 8 under no 26, but is being diverted at a different point ~~below~~ several hundred yards below.

What action should I take on this?

Sharon Lamb

water Commissioner

Mt. Carmel, Ut.

